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4 La Mesa, CA 91942
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linda@lindamcaleer.com

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9 Attorney for Plaintiff

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

BRANDI PASSANTE

Plaintiffs,

Case No.: SACV12-01866JVS (ANx)

vs.

HUNTER MOORE, AN INDIVIDUAL, AND
DOES 1-25,

**DECLARATION OF LINDA S. McALEER
REGARDING DEFENDANT'S
RESPONSE TO NOTICE OF
CONTINUED HEARING AND ONGOING
VIOLATIONS OF TRO**

Defendants.

DECLARATION OF LINDA S. McALEER

I, Linda S. McAleer, hereby declare under the penalties of perjury under the laws of the
United States of America, that the following is true and correct:

1. I am an attorney duly licensed to practice law before this Court. I am counsel of
record for Plaintiff Brandi Passante. I submit this declaration in support of Plaintiffs' Order to
Show Cause Re: Preliminary Injunction and Order of Impoundment. I have personal knowledge
of the matters set forth in this declaration, and if called upon to testify as a witness, I could and
would testify competently to such matters.

1 2. Pursuant to the Court's Order, I served Hunter Moore with the Court's Order
2 continuing the temporary restraining order and the hearing on the Order to Show Cause Why a
3 Preliminary Restraining Order Should Not Issue ("Order") at his published email addresses
4 bookhuntermoore@gmail.com and sorrymother@gmail.com.

5 3. At approximately 4:53 p.m., on November 9th, 2012 I sent an email to
6 bookhuntermoore@gmail.com with the Order attached. A true and correct copy of the email is
7 attached hereto as Exhibit A.

8 4. I requested confirmation of delivery of the email and confirmation that the email had
9 been read. I received confirmation of delivery, but did not receive a confirmation that the email
10 was read. A true and correct copy of the confirmation of delivery email is attached hereto as
11 Exhibit B.

12 5. On the mornings of Saturday November 10th, Sunday November 11th, and Monday
13 November 12th, 2012 I checked google.com, twitter.com, and huntermoore.tv, to see if there
14 were posts directed toward Plaintiff or myself in response to the email notice. In my research I
15 saw a post by Mr. Moore instructing his followers to email him at sorrymother@gmail.com.

16 6. At approximately 12:59 p.m., on November 12th, 2012 I sent an email to
17 sorrymother@gmail.com with the Order attached. A true and correct copy of the email is
18 attached hereto as Exhibit C.

19 7. I requested confirmation of delivery of the email and confirmation that the email had
20 been read. I received confirmation of delivery, but did not receive a confirmation that the email
21 was read. A true and correct copy of the confirmation of delivery email is attached hereto as
22 Exhibit D.

23 8. At approximately 3:06 p.m. on November 12th, 2012 Mr. Moore responded to my
24 email from his sorrymother@gmail.com account saying his lawyer wanted to know, "if brandi

1 had missed this?" Attached to the email was a photograph of Mr. Moore naked from the torso
2 down and in a sexually aroused state. I have redacted the offensive portion of the photograph out
3 of respect for this forum. A true and correct copy of the redacted photo is attached hereto as
4 Exhibit E.

5 9. Subsequently, I received emails from Plaintiff's assistant and a colleague informing
6 me that Moore had posted my email and his response to his tumblr.com site at <http://is-anyone-up.tumblr.com/post/35595481209/brandi-passante-from-storage-wars-lawyers-convo>. A true and
7 correct screen shot of the post is attached as Exhibit F.

8 10. Further research uncovered similar posts on <http://www.huntermoore.tv> and
9 https://twitter.com/is_anyone_up. True and correct copies of these posts are attached as Exhibit
10 G.

11 11. On the morning of Tuesday November 13, 2012 I checked again for posts concerning
12 myself or my client on Mr. Moore's sites and found that Mr. Moore had violated the restraining
13 order and "Tweeted" my client claiming to have had sexual intercourse with her and further
14 defamatory comments. By tagging "@BrandiPassante" in the post Mr. Moore ensured that she
15 knew he posted about her and that she would see the posts, as Twitter sends an email
16 notification to the individual tagged. These posts are submitted as exhibits to Plaintiff's
17 declaration which is being filed concurrent with the declaration.

18 12. Both the pornographic email directed to my client via my office and Defendant's
19 posts claiming to have had sex with her are retaliatory and harassing in nature.

20 13. Mr. Moore's antagonistic response shows a blatant disregard for the authority of this
21 Court and evidences his unwillingness to respond to the Court's Order to Show Cause or to
22 comply with the TRO currently in place. His email and posts confirm that he did receive notice
23 of the continued hearing and TRO.

1 14. I additionally scrolled back through Mr. Moore's tumblr.com account and confirmed
2 that the original posts have not been removed in violation of the TRO. A true and correct copy
3 of the post is attached as Exhibit H.

4 15. I also confirmed that the video remains posted on fleshbot.com despite the TRO being
5 issued. A true and correct copy of the screen shot is attached as Exhibit I.

6 16. I am informed and believe that because of Mr. Moore's posts since the TRO was
7 issued, my client has received "Tweets" and posts on other social media from unknown
8 individuals both complimenting her on the video and attacking her for being a whore.

9 17. I am informed and believe that my client has blocked Mr. Moore on Twitter, but the
10 ongoing tweets from Mr. Moore and others have caused her to stop using social media as a
11 means to communicate with her fan base, hampering her ability to do that particular part of her
12 job.

13 18. My client has incurred a great deal of expense in trying to have the original posts
14 removed and prevent additional posts and in complying with the procedural requirements of
15 service.

16 Executed November 15, 2012 in San Diego County, California.


Linda S. McAleer

EXHIBIT A

Email noticing continued hearing

Linda McAleer

From: Linda McAleer
Sent: Friday, November 09, 2012 4:53 PM
To: bookhuntermoore@gmail.com
Subject: Passante v. Moore Continued Hearing
Attachments: Ct Order on continued TRO hearing.pdf

Mr. Moore,

Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.

LAW OFFICES OF LINDA S. McALEER

7317 El Cajon Blvd. #204a

La Mesa, CA 91942

T: 619-516-1601

F: 866-635-1485

Email: Linda@lindamcaleer.com

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EXHIBIT B

Confirmation of delivery
of email 1

Linda McAleer

From: Microsoft Outlook
To: bookhuntermoore@gmail.com
Sent: Friday, November 09, 2012 4:53 PM
Subject: Relayed: Passante v. Moore Continued Hearing

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

bookhuntermoore@gmail.com (bookhuntermoore@gmail.com) <<mailto:bookhuntermoore@gmail.com>>

Subject: Passante v. Moore Continued Hearing

EXHIBIT C

2 Email noticing
Continued hearing

Linda McAleer

From: Linda McAleer
Sent: Monday, November 12, 2012 12:59 PM
To: sorrymother@gmail.com
Subject: FW: Passante v. Moore Continued Hearing
Attachments: Ct Order on continued TRO hearing.pdf

Importance: High

Mr. Moore, Please see attached.

From: Linda McAleer
Sent: Friday, November 09, 2012 4:52 PM
To: bookhuntermoore@gmail.com
Subject: Passante v. Moore Continued Hearing

Mr. Moore,

Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.

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EXHIBIT D

*Confirmation of delivery
of 2nd email*

Linda McAleer

From: Microsoft Outlook
To: sorrymother@gmail.com
Sent: Monday, November 12, 2012 12:59 PM
Subject: Relayed: FW: Passante v. Moore Continued Hearing

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

sorrymother@gmail.com (sorrymother@gmail.com) <<mailto:sorrymother@gmail.com>>

Subject: FW: Passante v. Moore Continued Hearing

EXHIBIT E

Defendant Moore's response
to Notice of continued hearing

Linda McAleer

From: hunter moore <sorzymother@gmail.com>
Sent: Monday, November 12, 2012 3:06 PM
To: Linda McAleer
Subject: Re: FW: Passante v. Moore Continued Hearing
Attachments: tumblr_lsnoihhbFX1qblvuoo3_400.png

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



Redacted

EXHIBIT F

Defendant's post of
Email & response to
Notice of continued hearing.

FW: Passante v. Moore Continued Hearing

 Install Theme

Linda McAleer LMCALLEER@lindamcaleer.com
to me *

1

Mr. Moore, Please see attached.

From: Linda McAleer
Sent: Friday, November 09, 2012 4:52 PM
To: bookhuntermore@gmail.com
Subject: Passante v. Moore Continued Hearing

Mr. Moore,



Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.
LAW OFFICES OF LINDA S. MCALLEER
7317 El Cajon Blvd. #204a
La Mesa, CA 91942

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ASK
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 hunter moore somymother@gmail.com
to Linda *

3:06 PM (

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



[tumblr_jsnoihhbFX1qb1vuoc3_400.png](http://is-anyone-up.tumblr.com/post/35595481209/tumblr_jsnoihhbFX1qb1vuoc3_400.png)
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THEME by MAX DAVIS

brandi passante from storage wars lawyers convo with me <3

(Source:

twitter.com)

146 notes

tagged as: hunter, moore, storage, wars, brandi, passante.

 liamlovegrove liked this
 kellyardan liked this
 burnettematthew liked this
 curiosityenlightens liked this
 ssstoned liked this
 thestieg liked this
 karmas-wrath liked this
 hailsatankitty liked this
 megansexton liked this
 christopherrios liked this
 tigerlillydragon liked this
 nikkusu liked this
 nickroc liked this
 chuckles333 liked this
 brittneyraye liked this
 marissamaciel liked this
 prettyskinny17 liked this
 katiecupcakes liked this
 nocturnal-satyrasis liked this
 vanitykillsx liked this
 stayynegative liked this
 benniboom liked this
 forgetchristina liked this
 queenmegan liked this
 stylermcwhatever reblogged this from chembrey
 hewhowouldbeking said: Can't wait to see that girl nude.
 machuprod liked this
 ripthemapart liked this
 brantongriffin liked this
 hornybreed66 liked this
 suchabadpenny liked this
 derrekisking liked this
 shelbyann24 liked this
 iamamandapatterson liked this
 sunsetsandphotographs liked this
 jcips liked this
 sochildish liked this
 thefartingirish liked this
 life-of-trash liked this
 travisdef liked this
 ohaichriss liked this
 overyourdeadbody said: WHAT HAPPENED WITH YOU AND BRANDI?



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THEME *by* MAX DAVIS

loveryourdeadbody liked this
abbeyadora liked this
myothaone liked this
lounaaaa liked this
xstreetcornerwarriorx liked this
youlovesanchez liked this
ryanquigleysgrizzlybeard liked this
pussiesmeow liked this
jjjwhatwhatwhat liked this
c4llieluvsOrgasmz liked this
crystal-meth-princess liked this
semperf10351 liked this
robertjoel liked this
vanityiskenzie liked this
diabolicmindset liked this
blanesaw liked this
fuckyeahsexblog liked this
hotdogsandboobs liked this
sarahann921 liked this
alexalot123 liked this
destroyingdreams liked this
lasirenerouge liked this
immandrew liked this
anjouanaru liked this
whomadetheworld liked this
rollin-dirty-bluntz liked this
pinkseifuku liked this
mevsthehighway liked this
puhtoonia liked this
ramirogonzalez11 liked this
stay-on-the-ground liked this
believe-in-brusnop liked this
soundwave liked this
steffiexsmile liked this
verstacie liked this
zombree-vs-unicorns liked this
iamthemilfhunter liked this
thatcatkray liked this
taautou liked this
teenageinsomnia liked this
shelldweller liked this
glitteringwax liked this
sebriley liked this
radiojejune liked this
omgfran liked this
iamconcepie liked this
defendpooppunkyo liked this
forwhatwefear liked this
gentlemenpreferblondes266 liked this
jessshopko liked this
deonteblue liked this
spundeuce liked this



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THEME *by* MAX DAVIS

 lunatock liked this
 coelacanth-soup liked this
 degausssser liked this
 natashanoel liked this
 invokawetru liked this
 fritzlhouseparty liked this
 just-being-me-being-real liked this
 spanisharlem liked this
 hannibalthechef liked this
 gnarg3hunter liked this
 andreavoiro liked this
 propertyofzack liked this
 exercisetheridiculous liked this
 nazicat liked this
 heyiitslea liked this
 goldenstandard liked this
 colehurst liked this
 wrecksss liked this
 fuckmeovereasy liked this
 ohhjoo liked this
 thesilentsun liked this
 augdensfucked liked this
 holymotheroflucifer liked this



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THEME *by MAX DAVIS*

EXHIBIT G

Defendant's posts of email
& response to Notice of Continued
Hearing on other sites.

FW: Passante v. Moore Continued Hearing 

Linda McAleer LMCALEER@lindamcaleer.com

1.

to me 

Mr. Moore, Please see attached.

From: Linda McAleer
Sent: Friday, November 09, 2012 4:52 PM
To: bookhuntermoore@gmail.com
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Mr. Moore,

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Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.
LAW OFFICES OF LINDA S. McALEER
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La Mesa, CA 91942

Posted at twitter.com/1s-anyone-up

Posted Nov. 12, 2012
stcf online
▼

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 **hunter moore** sorrymother@gmail.com  3:06 PM (to Linda)

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



[tumblr_lsneihhhFX1qblvuoo3_400.png](#)
278K View Share Download



Posted on November 12, 2012

Date Posted

FW: Passante v. Moore Continued Hearing



© 1.

Linda McAleer LMCALEER@lindamcaleer.com
to me *

Mr. Moore, Please see attached.

From: Linda McAleer
Sent: Friday, November 09, 2012 4:52 PM
To: bookhuntermoore@gmail.com
Subject: Passante v. Moore Continued Hearing

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Sincerely,

Linda McAleer

Linda S. McAleer, Esq.
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La Mesa, CA 91942

Posted on Huntermoore.TV

NNNNNO

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Linda S. McAleer, Esq.

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hunter moore sorrymother@gmail.com

to Linda ▾

⌚ 3:06 PM (

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



[tumblr_jsnoihhbFX1qblvuoo3_400.png](#)

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This entry was posted in Uncategorized by Hunter. Bookmark the permalink [<http://www.huntermoore.tv/2012/11/brandi-from-storage-wars-fucks-hunter-moore/>].

NNNNNO

e i a i E f c c E

2 comments

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Discussion

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Outstanding,

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ALSO ON HUNTER MOORE

THE NINJA SILENT SWEEP

2 comments

Hunter Moore 3 comments

Hunter Moore 1 comment

Hunter Moore 1 comment

RECOMMENDED FOR YOU

What's this?

6 Surprising Signs You Need More Sleep AOL

Barefaced Beauty - Keira Knightley Without Make up [Style Bistro](#)No More Air Conditioning: How to Cool Your House Using Only ... [Gardenista](#)Cut Your Energy Costs: Ditch the Fridge [Gardenista](#)

EXHIBIT H

Stills from video still
Posted on Defendant's
website in violation of TRO





EXHIBIT I

Video still posted on
fleshbot.com in violation
of TRO



[SEX TAPES](#) October 15, 2012 | 3 Comments

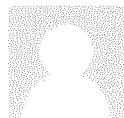
Is This The Brandi Passante Masturbation Tape?



Rumor has it that the busty beauty from A&E's "Storage Wars" made a hot masturbation video. Is that what we're looking at here? Because we're watching a video with a deliciously curvy cutie touching herself in all the right ways, and we can't quite tell if it's the one and only Brandi Passante. What do you think?

The nose has a similar shape to it, especially around the nostrils, and it looks like they have the same chin, but we simply can't tell. Now would be the time for someone who watches a ton of "Storage Wars" to pipe up and do a comparison between the blankets seen on the bed in this tape (actually, only a small portion of the full tape) and the blankets shown on A&E some many episodes ago. Let us know what you think!

Tags: [Brandi Passante](#), [Celebrity](#), [closeups](#), [dubious](#), [Masturbation](#), [pussy](#), [Reality TV](#), [Rumors](#), [Sex Tapes](#), [storage wars](#), [Video](#)



Author:Ottimo Massimo

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[Danny Wylde And Chad Alva Made A Sick New Metal Album →](#)

3 comments

0 Stars



Leave a message...

Discussion

Community



Stig • a month ago

Nope not her similar hair color and some features of her face, but that is not

Brandy....damnit

0 ▲ 1 ▼ • Reply • Share ↗



Case12 • a month ago

Not her - not even close.

0 ▲ 1 ▼ • Reply • Share ↗



Shaboyjin • 24 days ago

The fuck its not!

0 ▲ 1 ▼ • Reply • Share ↗

ALSO ON FLESHBOT

What's this?

If You Send Us Sexy Bondage Photos, We Will Post Them

1 comment • 5 hours ago



Conrad — Thank you for taking my submission. Which in this context just sounds dirty. Alisha sounds like sh...

Buy Christina Aguilera's Album, See Her Nipple

3 comments • 10 hours ago



ceilingfanboy — Honestly, I find the nudity hotter when it is accidental or has the appearance of being accidental.

For A Good Time, Drink This Guy's Beer

12 comments • 21 days ago



Jencendiary — Gurl, I guess...

There's Never Been A Better Time To Show Your Love For Hardcore Porn

8 comments • 6 days ago



hodayathink — And just so you know, the links to Sweet Sinner, Sweetheart, and Reality Junkies don't work right no...